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**FACSIMILE TRANSMISSION TO  
THE UNITED STATES PATENT AND TRADEMARK OFFICE**

DATE: 1/5/2005

RE: Serial No.: 09/433,257

Docket No.: PHA 23,782

TO: Examiner: Wen Tai Lin

Art Unit: 2314

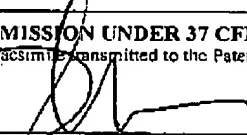
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TRANSMISSION INCLUDES: 4 Pages (including cover sheet)

Response under 37 C.F.R. 1.111 - 3 pages

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| <b>CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8</b>  |   |
| I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office at the number listed above |   |
| on 1/5, 2005   | by  |
| Daniel L. Michalek   |   |

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
CENTRAL FAX CENTER

JAN 05 2005

In re application of  
YEYGENIY EUGENE SHTEYN

Atty. Docket  
PHA-28.782

Serial: 09/433,257

Group Art Unit: 2314

Filed: 11/04/1999

Examiner: LIN, WEN TAI

PARTITIONING OF MP3 CONTENT FILE FOR EMULATING STREAMING

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE UNDER 37 C.F.R. 1.111**

Sir:

The following Remarks are responsive to the Office Action of 10/05/2004.

**REMARKS**

The Office Action of 10/05/2004 has been carefully considered. Reconsideration in view of the following remarks is respectfully requested.

The present invention relates to a flexible, client-driven method of media retrieval and presentation, as well as an intelligent client device for carrying out such method. In